

## HOUSE SUBSTITUTE

FOR

## HOUSE COMMITTEE SUBSTITUTE

FOR

HOUSE BILLS NOS. 349, 120, 136, &amp; 328

AN ACT

2 To repeal section 571.030, RSMo, and to enact  
3 in lieu thereof three new sections relating  
4 to concealable weapons, with penalty  
5 provisions.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,  
7 AS FOLLOWS:

8 Section A. Section 571.030, RSMo, is repealed and three new  
9 sections enacted in lieu thereof, to be known as sections 50.535,  
10 571.030 and 571.094, to read as follows:

11 50.535. 1. Notwithstanding the provisions of sections  
12 50.525 to 50.745 the fee collected pursuant to subsection 7 of  
13 section 571.090, RSMo, or subsection 13, 14, 21, 22, or 23 of  
14 section 571.094, RSMo, shall be deposited by the county treasurer  
15 into a separate interest-bearing fund to be known as the county  
16 sheriff's revolving fund to be expended at the direction of the  
17 county or city sheriff or his or her designee as provided in this  
18 section.

19 2. No prior approval of the expenditures from this fund  
20 shall be required by the governing body of the county or city not

1 within a county, nor shall any prior audit or encumbrance of the  
2 fund be required before any expenditure is made by the sheriff  
3 from this fund. This fund shall only be used by law enforcement  
4 agencies for the purchase of equipment and to provide training.  
5 If the moneys collected and deposited into this fund are not  
6 totally expended annually, then the unexpended balance shall  
7 remain in said fund and the balance shall be kept in said fund to  
8 accumulate from year to year. This fund may be audited by the  
9 state auditor's office or the appropriate auditing agency.

10 3. If pursuant to subsection 12 of section 571.094, RSMo,  
11 the sheriff of a county of the first classification designates  
12 one or more chiefs of police of any town, city, or municipality  
13 within such county to accept and process applications for  
14 certificates of qualification to obtain a conceal carry  
15 endorsement then that sheriff shall reimburse such chiefs of  
16 police, out of the moneys deposited into this fund, for any  
17 reasonable expenses related to accepting and processing such  
18 applications.

19 571.030. 1. A person commits the crime of unlawful use of  
20 weapons if he or she knowingly:

21 (1) Carries concealed upon or about his or her person a  
22 knife, a firearm, a blackjack or any other weapon readily capable  
23 of lethal use; or

24 (2) Sets a spring gun; or

1           (3) Discharges or shoots a firearm into a dwelling house, a  
2 railroad train, boat, aircraft, or motor vehicle as defined in  
3 section 302.010, RSMo, or any building or structure used for the  
4 assembling of people; or

5           (4) Exhibits, in the presence of one or more persons, any  
6 weapon readily capable of lethal use in an angry or threatening  
7 manner; or

8           (5) Possesses or discharges a firearm or projectile weapon  
9 while intoxicated; or

10          (6) Discharges a firearm within one hundred yards of any  
11 occupied schoolhouse, courthouse, or church building; or

12          (7) Discharges or shoots a firearm at a mark, at any  
13 object, or at random, on, along or across a public highway or  
14 discharges or shoots a firearm into any outbuilding; or

15          (8) Carries a firearm or any other weapon readily capable  
16 of lethal use into any church or place where people have  
17 assembled for worship, or into any election precinct on any  
18 election day, or into any building owned or occupied by any  
19 agency of the federal government, state government, or political  
20 subdivision thereof[, or into any public assemblage of persons  
21 met for any lawful purpose]; or

22          (9) Discharges or shoots a firearm at or from a motor  
23 vehicle, as defined in section 301.010, RSMo, [while within any  
24 city, town, or village, and] discharges or shoots a firearm at

1 any person, or at any other motor vehicle, or at any building or  
2 habitable structure, unless the person was lawfully acting in  
3 self-defense; or

4 (10) Carries a firearm, whether loaded or unloaded, or any  
5 other weapon readily capable of lethal use into any school, onto  
6 any school bus, or onto the premises of any function or activity  
7 sponsored or sanctioned by school officials or the district  
8 school board.

9 2. Subdivisions (1), (3), (4), (6), (7), (8), (9) and (10)  
10 of subsection 1 of this section shall not apply to or affect any  
11 of the following:

12 (1) All state, county and municipal [law enforcement] peace  
13 officers possessing the duty and power of arrest for violation of  
14 the general criminal laws of the state or for violation of  
15 ordinances of counties or municipalities of the state, whether  
16 such officers are within or outside their jurisdictions or on or  
17 off duty, or any person summoned by such officers to assist in  
18 making arrests or preserving the peace while actually engaged in  
19 assisting such officer;

20 (2) Wardens, superintendents and keepers of prisons,  
21 penitentiaries, jails and other institutions for the detention of  
22 persons accused or convicted of crime;

23 (3) Members of the armed forces or national guard while  
24 performing their official duty;

1           (4) Those persons vested by article V, section 1 of the  
2           Constitution of Missouri with the judicial power of the state and  
3           those persons vested by article III of the Constitution of the  
4           United States with the judicial power of the United States, the  
5           members of the federal judiciary;

6           (5) Any person whose bona fide duty is to execute process,  
7           civil or criminal;

8           (6) Any federal probation officer;

9           (7) Any state probation or parole officer, including  
10          supervisors and members of the board of probation and parole; and

11          (8) Any corporate security advisor meeting the definition  
12          and fulfilling the requirements of the regulations established by  
13          the board of police commissioners under section 84.340, RSMo.

14          3. Subdivisions (1), (5), (8), and (10) of subsection 1 of  
15          this section do not apply when the actor is transporting such  
16          weapons in a nonfunctioning state or in an unloaded state when  
17          ammunition is not readily accessible or when such weapons are not  
18          readily accessible. Subdivision (1) of subsection 1 of this  
19          section does not apply to any person twenty-one years of age or  
20          older transporting a concealable firearm in the passenger  
21          compartment of a motor vehicle, so long as such concealable  
22          firearm is otherwise lawfully possessed, nor when the actor is  
23          also in possession of an exposed firearm or projectile weapon for  
24          the lawful pursuit of game, or is in his or her dwelling unit or

1 upon [business] premises over which the actor has possession,  
2 authority or control, or is traveling in a continuous journey  
3 peaceably through this state. Subdivision (10) of subsection 1  
4 of this section does not apply if the firearm is otherwise  
5 lawfully possessed by a person while traversing school premises  
6 for the purposes of transporting a student to or from school, or  
7 possessed by an adult for the purposes of facilitation of a  
8 school-sanctioned firearm-related event.

9 4. Subdivisions (1), (8), and (10) of subsection 1 of this  
10 section shall not apply to any person who has a valid concealed  
11 carry endorsement issued pursuant to section 571.094 or a valid  
12 permit or endorsement to carry concealed firearms issued by  
13 another state or political subdivision of another state.

14 5. Subdivisions (3), (4), (5), (6), (7), (8), (9), and (10)  
15 of subsection 1 of this section shall not apply to persons who  
16 are engaged in a lawful act of defense pursuant to section  
17 563.031, RSMo.

18 6. Nothing in this section shall make it unlawful for a  
19 student to actually participate in school-sanctioned gun safety  
20 courses, student military or ROTC courses, or other  
21 school-sponsored firearm-related events, provided the student  
22 does not carry a firearm or other weapon readily capable of  
23 lethal use into any school, onto any school bus, or onto the  
24 premises of any other function or activity sponsored or

1 sanctioned by school officials or the district school board.

2 [5.] 7. Unlawful use of weapons is a class D felony unless  
3 committed pursuant to subdivision [(5),] (6), (7), or (8) of  
4 subsection 1 of this section, in which cases it is a class B  
5 misdemeanor, or subdivision (5) or (10) of subsection 1 of this  
6 section, in which case it is a class A misdemeanor if the firearm  
7 is unloaded and a class D felony if the firearm is loaded, or  
8 subdivision (9) of subsection 1 of this section, in which case it  
9 is a class B felony, except that if the violation of subdivision  
10 (9) of subsection 1 of this section results in injury or death to  
11 another person, it is a class A felony.

12 [6.] 8. Violations of subdivision (9) of subsection 1 of  
13 this section shall be punished as follows:

14 (1) For the first violation a person shall be sentenced to  
15 the maximum authorized term of imprisonment for a class B felony;

16 (2) For any violation by a prior offender as defined in  
17 section 558.016, RSMo, a person shall be sentenced to the maximum  
18 authorized term of imprisonment for a class B felony without the  
19 possibility of parole, probation or conditional release for a  
20 term of ten years;

21 (3) For any violation by a persistent offender as defined  
22 in section 558.016, RSMo, a person shall be sentenced to the  
23 maximum authorized term of imprisonment for a class B felony  
24 without the possibility of parole, probation, or conditional

1 release;

2 (4) For any violation which results in injury or death to  
3 another person, a person shall be sentenced to an authorized  
4 disposition for a class A felony.

5 [7.] 9. Any person knowingly aiding or abetting any other  
6 person in the violation of subdivision (9) of subsection 1 of  
7 this section shall be subject to the same penalty as that  
8 prescribed by this section for violations by other persons.

9 571.094. 1. All applicants for concealed carry  
10 endorsements issued pursuant to subsection 7 of this section must  
11 satisfy the requirements of this section. If the said applicant  
12 can show qualification as provided by this section, the county or  
13 city sheriff shall issue a certificate of qualification for a  
14 concealed carry endorsement. Upon receipt of such certificate,  
15 the certificate holder must apply for a driver license or  
16 nondriver license with the director of revenue in order to obtain  
17 a concealed carry endorsement. Any person who has been issued a  
18 concealed carry endorsement on a driver license or nondriver  
19 license and such endorsement or license has not been suspended,  
20 revoked, canceled, or denied may carry concealed firearms on or  
21 about his or her person or within a vehicle. A certificate of  
22 qualification shall be valid for a period of three years from the  
23 date of issuance or renewal. The concealed carry endorsement is  
24 valid throughout this state.



1        2. A certificate of qualification for a concealed carry  
2 endorsement issued pursuant to subsection 7 of this section shall  
3 be issued by the sheriff or his or her designee of the county or  
4 city in which the applicant resides, if the applicant:

5        (1) Is at least twenty-one years of age, is a citizen of  
6 the United States and either:

7        (a) Has resided in this state for at least six months; or

8        (b) Is a member of the armed forces stationed in Missouri,  
9 or the spouse of such member of the military;

10       (2) Has not pled guilty to or entered a plea of nolo  
11 contendere or been convicted of a crime punishable by  
12 imprisonment for a term exceeding one year under the laws of any  
13 state or of the United States other than a crime classified as a  
14 misdemeanor under the laws of any state and punishable by a term  
15 of imprisonment of one year or less that does not involve an  
16 explosive weapon, firearm, firearm silencer or gas gun;

17       (3) Has not been convicted of, pled guilty to or entered a  
18 plea of nolo contendere to one or more misdemeanor offenses  
19 involving crimes of violence within a five-year period  
20 immediately preceding application for a certificate of  
21 qualification for a concealed carry endorsement or if the  
22 applicant has not been convicted of two or more misdemeanor  
23 offenses involving driving while under the influence of  
24 intoxicating liquor or drugs or the possession or abuse of a

1 controlled substance within a five-year period immediately  
2 preceding application for a certificate of qualification for a  
3 concealed carry endorsement;

4 (4) Is not a fugitive from justice or currently charged in  
5 an information or indictment with the commission of a crime  
6 punishable by imprisonment for a term exceeding one year under  
7 the laws of any state of the United States other than a crime  
8 classified as a misdemeanor under the laws of any state and  
9 punishable by a term of imprisonment of two years or less that  
10 does not involve an explosive weapon, firearm, firearm silencer,  
11 or gas gun;

12 (5) Has not been discharged under dishonorable conditions  
13 from the United States armed forces;

14 (6) Has not engaged in a pattern of behavior, documented in  
15 public records, that causes the sheriff to have a reasonable  
16 belief that the applicant presents a danger to himself or others;

17 (7) Is not adjudged mentally incompetent at the time of  
18 application or for five years prior to application, or has not  
19 been committed to a mental health facility, as defined in section  
20 632.005, RSMo, or a similar institution located in another state  
21 following a hearing at which the defendant was represented by  
22 counsel or a representative;

23 (8) Submits a completed application for a certificate of  
24 qualification as defined in subsection 3 of this section;

1       (9) Submits an affidavit attesting that the applicant  
2       complies with the concealed carry safety training requirement  
3       pursuant to subsection 22 of this section;

4       (10) Is not the respondent of a valid full order of  
5       protection which is still in effect.

6       3. The application for a certificate of qualification for a  
7       concealed carry endorsement issued by the sheriff of the county  
8       of the applicant's residence shall contain only the following  
9       information:

10       (1) The applicant's name, address, telephone number,  
11       gender, and date and place of birth;

12       (2) An affirmation that the applicant is a resident of the  
13       state of Missouri and has been a resident thereof for the last  
14       six months and is a citizen of the United States;

15       (3) An affirmation that the applicant is at least twenty-  
16       one years of age;

17       (4) An affirmation that the applicant has not pled guilty  
18       to or been convicted of a crime punishable by imprisonment for a  
19       term exceeding one year under the laws of any state or of the  
20       United States other than a crime classified as a misdemeanor  
21       under the laws of any state and punishable by a term of  
22       imprisonment of one year or less that does not involve an  
23       explosive weapon, firearm, firearm silencer, or gas gun;

24       (5) An affirmation that the applicant has not been

1 convicted of, pled guilty to, or entered a plea of nolo  
2 contendere to one or more misdemeanor offenses involving crimes  
3 of violence within a five-year period immediately preceding  
4 application for a certificate of qualification to obtain a  
5 conceal carry endorsement or if the applicant has not been  
6 convicted of two or more misdemeanor offenses involving driving  
7 while under the influence of intoxicating liquor or drugs or the  
8 possession or abuse of a controlled substance within a five-year  
9 period immediately preceding application for a certificate of  
10 qualification to obtain a conceal carry endorsement;

11 (6) An affirmation that the applicant is not a fugitive  
12 from justice or currently charged in an information or indictment  
13 with the commission of a crime punishable by imprisonment for a  
14 term exceeding one year under the laws of any state or of the  
15 United States other than a crime classified as a misdemeanor  
16 under the laws of any state and punishable by a term of  
17 imprisonment of two years or less that does not involve an  
18 explosive weapon, firearm, firearm silencer or gas gun;

19 (7) An affirmation that the applicant has not been  
20 discharged under dishonorable conditions from the United States  
21 armed forces;

22 (8) An affirmation that the applicant is not adjudged  
23 mentally incompetent at the time of application or for five years  
24 prior to application, or has not been committed to a mental

1 health facility, as defined in section 632.005, RSMo, or a  
2 similar institution located in another state, except that a  
3 person whose release or discharge from a facility in this state  
4 pursuant to chapter 632, RSMo, or a similar discharge from a  
5 facility in another state, occurred more than five years ago  
6 without subsequent recommitment may apply;

7 (9) An affirmation that the applicant has received firearms  
8 safety training that meets the standards of applicant firearms  
9 safety training defined in subsection 23 of this section;

10 (10) An affirmation that the applicant, to the applicant's  
11 best knowledge and belief, is not the respondent of a valid full  
12 order of protection which is still in effect; and

13 (11) A conspicuous warning that false statements made by  
14 the applicant will result in prosecution for perjury pursuant to  
15 the laws of the state of Missouri.

16 4. An application for a certificate of qualification for a  
17 concealed carry endorsement shall be made to the sheriff of the  
18 county or any city not within a county in which the applicant  
19 resides. An application shall be filed in writing, signed under  
20 oath and under the penalties of perjury, and shall state whether  
21 the applicant complies with each of the requirements specified in  
22 subsection 2 of this section. In addition to the completed  
23 application, the applicant for a certificate of qualification for  
24 a concealed carry endorsement must also submit the following:

1       (1) A photocopy of a firearms safety training certificate  
2 of completion or other evidence of completion of a firearms  
3 safety training course that meets the standards established in  
4 subsection 23 of this section; and

5       (2) A nonrefundable certificate of qualification fee as  
6 provided by subsections 9 and 10 of this section.

7       5. Before an application for a certificate of qualification  
8 for a concealed carry endorsement is approved, the sheriff shall  
9 make only such inquiries as he or she deems necessary into the  
10 accuracy of the statements made in the application. In order to  
11 determine the applicant's suitability for a certificate of  
12 qualification for a concealed carry endorsement, the applicant  
13 shall be fingerprinted. If no disqualifying record is identified  
14 by the fingerprint check at the state level, the fingerprints  
15 shall be forwarded to the Federal Bureau of Investigation for a  
16 national criminal history record check. The sheriff may require  
17 that the applicant display a Missouri driver's license or  
18 nondriver's license or military identification and orders showing  
19 the person being stationed in Missouri. The sheriff shall  
20 request a criminal background check through the appropriate law  
21 enforcement agency within three working days after submission of  
22 the properly completed application for a certificate of  
23 qualification for a concealed carry endorsement. Upon receipt of  
24 the completed background check, the sheriff shall issue a

1 certificate of qualification for a concealed carry endorsement  
2 within three working days. In the event that the federal  
3 criminal background check has not been received within forty-five  
4 calendar days, the sheriff shall issue the certificate provided  
5 that the sheriff shall revoke any such certificate within twenty-  
6 four hours of receipt of any federal background check that  
7 results in a disqualifying record.

8 6. The sheriff may refuse to approve an application for a  
9 certificate of qualification for a concealed carry endorsement if  
10 he or she determines that any of the requirements specified in  
11 subsection 2 of this section have not been met, or if he or she  
12 has a substantial and demonstrable reason to believe that the  
13 applicant has rendered a false statement regarding any of the  
14 provisions of this section. If the applicant is found to be  
15 ineligible, the sheriff is required to deny the application, and  
16 notify the applicant in writing, stating the grounds for denial  
17 and informing the applicant of the right to submit, within thirty  
18 days, any additional documentation relating to the grounds of the  
19 denial. Upon receiving any additional documentation, the sheriff  
20 shall reconsider his or her decision and inform the applicant  
21 within thirty days of the result of the reconsideration. The  
22 applicant shall further be informed in writing of the right to  
23 appeal the denial pursuant to subsections 29, 30, 31, and 32 of  
24 this section. After two additional reviews and denials by the

1 sheriff, the person submitting the application shall appeal the  
2 denial pursuant to subsections 29, 30, 31, and 32 of this  
3 section.

4 7. If the application is approved, the sheriff shall issue  
5 a certificate of qualification for a concealed carry endorsement  
6 to the applicant within a period not to exceed three working days  
7 after his or her approval of the application. The applicant  
8 shall sign the certificate of qualification in the presence of  
9 the sheriff and shall within seven days of receipt of the  
10 certificate of qualification take the certificate of  
11 qualification to the department of revenue. Upon receipt of the  
12 certificate of qualification and completion of a driver license  
13 or nondriver license application pursuant to chapter 302, RSMo,  
14 the director of revenue shall issue a new driver license or  
15 nondriver license with an endorsement which identifies that the  
16 applicant has received a certificate of qualification to carry  
17 concealed weapons issued pursuant to this section if the  
18 applicant is otherwise qualified to receive such driver license  
19 or nondriver license. The requirements for the director of  
20 revenue to issue a concealed carry endorsement pursuant to this  
21 subsection shall not be effective until July 1, 2004, and the  
22 certificate of qualification issued by a county sheriff pursuant  
23 to subsection 1 of this section shall allow the person issued  
24 such certificate to carry a concealed weapon pursuant to the



1 requirements of subsection 20 of this section in lieu of the  
2 concealed carry endorsement issued by the director of revenue  
3 from the effective date of this section until the concealed carry  
4 endorsement is issued or denied by the director or revenue on or  
5 after July 1, 2004, unless such certificate of qualification has  
6 been suspended or revoked for cause.

7 8. The sheriff shall keep a record of all applications for  
8 a certificate of qualification for a concealed carry endorsement  
9 and his or her action thereon. The sheriff shall report the  
10 issuance of a certification of qualification to the Missouri  
11 uniform law enforcement system. All information on any such  
12 certificate that is protected information on any drivers or  
13 nondriver's license shall have the same personal protection for  
14 purposes of this section. An applicant's status as a holder of a  
15 certificate of qualification or a conceal carry endorsement shall  
16 not be public information and shall be considered personal  
17 protected information. Any person who violates the provisions of  
18 this subdivision by disclosing protected information shall be  
19 guilty of a class A misdemeanor.

20 9. Information regarding any holder of a certificate of  
21 qualification or a conceal carry endorsement is a closed record.

22 10. For processing an application for a certificate of  
23 qualification for a concealed carry endorsement pursuant to this  
24 section, the sheriff in each county shall charge a nonrefundable

1 fee not to exceed one hundred dollars which shall be paid to the  
2 treasury of the county to the credit of the sheriff's revolving  
3 fund.

4 11. For processing a renewal for a certificate of  
5 qualification for a concealed carry endorsement pursuant to this  
6 section, the sheriff in each county shall charge a nonrefundable  
7 fee not to exceed fifty dollars which shall be paid to the  
8 treasury of the county to the credit of the sheriff's revolving  
9 fund.

10 12. For the purposes of this section, the term sheriff  
11 shall include the sheriff of any county or city not within a  
12 county or his or her designee and in counties of the first  
13 classification the sheriff may designate the chief of police of  
14 any city, town, or municipality within such county.

15 13. A certificate of qualification for a concealed carry  
16 endorsement issued pursuant to this section shall be suspended or  
17 revoked if the certificate holder becomes ineligible for such  
18 certificate under the criteria established in subdivisions (2),  
19 (3), (4), (5), and (7) of subsection 2 of this section or upon  
20 the issuance of an order of protection. When a valid full order  
21 of protection, or any arrest warrant, discharge, or commitment  
22 for the reasons listed in subdivision (2), (3), (4), (5), (7), or  
23 (10) of subsection 2 of this section, is issued against a person  
24 holding a certificate of qualification for a concealed carry

endorsement issued pursuant to this section upon notification of  
said order, the holder of the certificate shall surrender the  
certificate of qualification and the driver license or nondriver  
license containing the concealed carry endorsement to the court,  
to the officer, or other official serving the order, warrant,  
discharge, or commitment. The official to whom the certificate  
of qualification is surrendered shall forthwith transmit the  
permit to the circuit court of the county issuing the order,  
warrant, discharge, or commitment. The driver license or  
nondriver license containing the concealed carry endorsement  
shall be forwarded to the department of revenue and the sheriff  
shall inform the director of revenue of the suspension of the  
certificate of qualification and the concealed carry endorsement.  
The certificate and endorsement issued pursuant to this section  
shall be suspended until the order is terminated or until the  
arrest results in a dismissal of all charges. Any conviction,  
discharge, or commitment specified in subsection 2 of this  
section shall result in a revocation. Any sheriff suspending or  
revoking any certificate of qualification or any concealed carry  
endorsement shall report the change in status of the certificate  
or endorsement to the Missouri uniform law enforcement system and  
the department of revenue. The director of revenue shall  
immediately remove the endorsement issued pursuant to this  
section from the individual's driving record upon receipt of the

1 notice of suspension from the sheriff and within three days of  
2 receipt of such notice of suspension from the sheriff, the  
3 director of revenue shall notify the licensee that he or she must  
4 apply for a new license pursuant to chapter 302, RSMo, which does  
5 not contain such endorsement. This requirement does not affect  
6 the driving privileges of the licensee. The notice issued by the  
7 department of revenue shall be mailed to the last known address  
8 shown on the individual's driving record. The notice is deemed  
9 received three days after mailing.

10 14. A certificate of qualification for a concealed carry  
11 endorsement shall be renewed for a qualified applicant upon  
12 receipt of the properly completed renewal application and the  
13 required renewal fee by the sheriff of the county of the  
14 applicant's residence. The renewal application shall contain the  
15 same required information as set forth in subsection 3 of this  
16 section, except that in lieu of the firearms safety training, the  
17 applicant need only display his or her current driver license or  
18 nondriver license containing a concealed carry endorsement. Upon  
19 successful completion of all renewal requirements, the sheriff  
20 shall issue a certificate of qualification which contains the  
21 date such certificate was renewed.

22 15. A person who has been issued a certificate of  
23 qualification for a concealed carry endorsement who fails to file  
24 a renewal application on or before its expiration date must pay

1 an additional late fee of ten dollars per month for each month it  
2 is expired for up to six months. After six months, the sheriff  
3 who issued the expired certificate shall notify the director of  
4 revenue that such certificate is expired. The director of  
5 revenue shall immediately cancel the conceal carry endorsement  
6 and remove such endorsement from the individual's driving record  
7 and notify the individual of such cancellation. The notice of  
8 cancellation of the endorsement shall be conducted in the same  
9 manner as described in subsection 13 of this section. Any person  
10 who has been issued a certificate of qualification for a  
11 concealed carry endorsement pursuant to this section who fails to  
12 renew his or her application within the six-month period must  
13 reapply for a new certificate of qualification for a concealed  
14 carry endorsement and pay the fee for a new application. The  
15 director of revenue shall not renew a driver license or nondriver  
16 license with a concealed carry endorsement issued pursuant to  
17 this section unless the applicant for such license provides  
18 evidence that he or she has renewed the certification of  
19 qualification for a concealed carry endorsement in the manner  
20 provided for such renewal pursuant to this section. If an  
21 applicant for renewal of a driver license or nondriver license  
22 containing a conceal carry endorsement does not want to maintain  
23 the conceal carry endorsement, the applicant shall inform the  
24 director at the time of license renewal of his or her desire to

1 remove the endorsement. When a driver or nondriver license  
2 applicant informs the director of his or her desire to remove the  
3 conceal carry endorsement, the director shall renew the driver  
4 license or nondriver license without the endorsement appearing on  
5 the license if the applicant is otherwise qualified for such  
6 renewal.

7 16. Any person issued a concealed carry endorsement  
8 pursuant to this section shall notify the department of revenue  
9 and the sheriffs of both the old and new jurisdictions of the  
10 endorsement holder's change of residence within thirty days after  
11 the changing of a permanent residence. The endorsement holder  
12 shall furnish proof to the department of revenue and the sheriff  
13 in the new jurisdiction that the endorsement holder has changed  
14 his or her residence. The change of residence shall be made by  
15 the department of revenue onto the individual's driving record  
16 and the new address shall be accessible by the Missouri uniform  
17 law enforcement system within three days of receipt of the  
18 information.

19 17. Any person issued a driver's license or nondriver's  
20 license with a concealed carry endorsement pursuant to this  
21 section shall notify the sheriff or his or her designee of the  
22 endorsement holder's county or city of residence within seven  
23 days after actual knowledge of the loss or destruction of his or  
24 her certificate of qualification or driver license or nondriver

1 license containing a concealed carry endorsement. The  
2 endorsement holder shall furnish a statement to the sheriff that  
3 the certificate of qualification or license containing the  
4 concealed carry endorsement has been lost or destroyed. After  
5 notification of the loss or destruction of a certificate of  
6 qualification or driver license or nondriver license containing a  
7 concealed carry endorsement, the sheriff shall reissue a new  
8 certificate of qualification within three working days of being  
9 notified by the certificate of endorsement holder of its loss or  
10 destruction. The reissued certificate of qualification shall  
11 contain the same personal information, including expiration date,  
12 as the lost or destroyed certificate of qualification. The  
13 applicant shall then take the certificate to the department of  
14 revenue, and the department of revenue shall proceed on the  
15 certificate in the same manner as provided in subsection 7 of  
16 this section. Upon application for a license pursuant to chapter  
17 302, RSMo, the director of revenue shall issue a driver license  
18 or nondriver license containing a concealed carry endorsement if  
19 the applicant is otherwise eligible to receive such license.

20 18. If a person issued a concealed carry endorsement  
21 changes his or her name, the person to whom the endorsement was  
22 issued shall obtain a corrected certificate of qualification for  
23 a concealed carry endorsement with a change of name from the  
24 sheriff who issued such certificate upon the sheriff's

1 verification of the name change. The endorsement holder shall  
2 furnish proof of the name change to the department of revenue and  
3 the sheriff within thirty days of changing his or her name and  
4 display his or her current driver license or nondriver license  
5 containing a concealed carry endorsement. The endorsement holder  
6 shall apply for a new driver license or nondriver license  
7 containing his or her new name. Such application for a driver  
8 license or nondriver license shall be made pursuant to chapter  
9 302, RSMo. The director of revenue shall issue a driver's  
10 license or nondriver's license with concealed carry endorsement  
11 with the endorsement holder's new name if the applicant is  
12 otherwise eligible for such license. The director of revenue  
13 shall take custody of the old driver license or nondriver  
14 license. The name change shall be made by the department of  
15 revenue onto the individual's driving record and the new name  
16 shall be accessible by the Missouri uniform law enforcement  
17 system within three days of receipt of the information.

18 19. A concealed carry endorsement shall be automatically  
19 invalid after thirty days if the endorsement holder has changed  
20 his or her name or changed his or her residence and not notified  
21 the department of revenue and sheriff of a change of name or  
22 residence as required in subsections 16 and 18 of this section.

23 20. A concealed carry endorsement issued pursuant to this  
24 section or a concealed carry endorsement or permit issued by



1 another state or political subdivision of another state shall  
2 authorize the person in whose name the permit or endorsement is  
3 issued to carry concealed firearms on or about his or her person  
4 or vehicle throughout the state. No driver license or nondriver  
5 license containing a concealed carry endorsement issued pursuant  
6 to this section or a concealed carry endorsement or permit issued  
7 by another state or political subdivision of another state shall  
8 authorize any person to carry concealed firearms into:

9 (1) Any police, sheriff, or highway patrol office or  
10 station without the consent of the chief law enforcement officer  
11 in charge of that office or station. Possession of a firearm in  
12 a vehicle on the premises of the office or station shall not be a  
13 criminal offense so long as the firearm is not removed from the  
14 vehicle or brandished while the vehicle is on the premises;

15 (2) Within twenty-five feet of any polling place on any  
16 election day. Possession of a firearm in a vehicle on the  
17 premises of the polling place shall not be a criminal offense so  
18 long as the firearm is not removed from the vehicle or brandished  
19 while the vehicle is on the premises;

20 (3) The facility of any adult or juvenile detention or  
21 correctional institution, prison or jail. Possession of a  
22 firearm in a vehicle on the premises of any adult, juvenile  
23 detention, or correctional institution, prison or jail shall not  
24 be a criminal offense so long as the firearm is not removed from

1 the vehicle or brandished while the vehicle is on the premises;

2 (4) Any courthouse, solely occupied by the circuit,  
3 appellate, or supreme court or a courtroom of any of those  
4 courts, or court proceeding, except that nothing in this  
5 subdivision shall preclude a judge or other officer of the court,  
6 holding a valid concealed carry endorsement, from carrying a  
7 concealed firearm within a courthouse. Possession of a firearm  
8 in a vehicle on the premises of the courthouse shall not be a  
9 criminal offense so long as the firearm is not removed from the  
10 vehicle or brandished while the vehicle is on the premises;

11 (5) Any meeting of the governing body of a unit of local  
12 government; or any meeting of the general assembly or a committee  
13 of the general assembly, except that nothing in this subdivision  
14 shall preclude a member of the body, holding a valid concealed  
15 carry endorsement from carrying a concealed firearm at a meeting  
16 of the body which he or she is a member. Possession of a firearm  
17 in a vehicle on the premises shall not be a criminal offense so  
18 long as the firearm is not removed from the vehicle or brandished  
19 while the vehicle is on the premises.

20 (6) The general assembly, county, or municipality may by  
21 statute, administrative regulation, or ordinance, prohibit or  
22 limit the carrying of concealed firearms by endorsement holders  
23 in that portion of a building owned, leased or controlled by that  
24 unit of government. Any portion of a building in which the

1 carrying of concealed firearms is prohibited or limited shall be  
2 clearly identified by signs posted at the entrance to the  
3 restricted area. The statute or ordinance shall exempt any  
4 building used for public housing by private persons, highways or  
5 rest areas, firing ranges, and private dwellings owned, leased,  
6 or controlled by that unit of government from any restriction on  
7 the carrying or possession of a firearm. The statute or  
8 ordinance shall not specify any criminal penalty for its  
9 violation but may specify that persons violating the statute or  
10 ordinance may be denied entrance to the building, ordered to  
11 leave the building and if employees of the unit of government, be  
12 subjected to disciplinary measures for violation of the  
13 provisions of the statute or ordinance. The provisions of this  
14 subdivision shall not apply to any other unit of government;

15 (7) Any portion of an establishment licensed to dispense  
16 beer or alcoholic beverages for consumption on the premises,  
17 which portion of the establishment is primarily devoted to that  
18 purpose without the consent of the owner or manager. This  
19 subdivision of the subsection does not apply to any bona fide  
20 restaurant open to the general public having dining facilities  
21 for not less than fifty persons and that receives at least fifty-  
22 one percent of its gross annual income from the dining facilities  
23 by the sale of food. This subdivision does not prohibit the  
24 possession of a firearm in a vehicle on the premises of the

1 establishment and shall not be a criminal offense so long as the  
2 firearm is not removed from the vehicle or brandished while the  
3 vehicle is on the premises. Nothing in this subdivision  
4 authorizes any individual who has been issued a concealed carry  
5 endorsement to possess any firearm while intoxicated;

6 (8) Any area of an airport to which access is controlled by  
7 the inspection of persons and property. Possession of a firearm  
8 in a vehicle on the premises of the airport shall not be a  
9 criminal offense so long as the firearm is not removed from the  
10 vehicle or brandished while the vehicle is on the premises.

11 (9) Any place where the carrying of a firearm is prohibited  
12 by federal law;

13 (10) Any higher education institution or elementary or  
14 secondary school facility without the consent of the governing  
15 body of the higher education institution or a school official or  
16 the district school board. Possession of a firearm in a vehicle  
17 on the premises of any higher education institution or elementary  
18 or secondary school facility shall not be a criminal offense so  
19 long as the firearm is not removed from the vehicle or brandished  
20 while the vehicle is on the premises;

21 (11) Any portion of a building used as a child care  
22 facility without the consent of the manager. Nothing in this  
23 subdivision shall prevent the operator of a child care facility  
24 in a family home from owning or possessing a firearm or a driver

1 license or nondriver license containing a concealed carry  
2 endorsement;

3 (12) Any riverboat gambling operation accessible by the  
4 public without the consent of the owner or manager pursuant to  
5 rules promulgated by the gaming commission. Possession of a  
6 firearm in a vehicle on the premises of a riverboat gambling  
7 operation shall not be a criminal offense so long as the firearm  
8 is not removed from the vehicle or brandished while the vehicle  
9 is on the premises;

10 (13) Any gated area of an amusement park. Possession of a  
11 firearm in a vehicle on the premises of the amusement park shall  
12 not be a criminal offense so long as the firearm is not removed  
13 from the vehicle or brandished while the vehicle is on the  
14 premises;

15 (14) Any church or other place of religious worship without  
16 the consent of the minister or person or persons representing the  
17 religious organization that exercises control over the place of  
18 religious worship. Possession of a firearm in a vehicle on the  
19 premises shall not be a criminal offense so long as the firearm  
20 is not removed from the vehicle or brandished while the vehicle  
21 is on the premises;

22 (15) Any private property whose owner has posted the  
23 premises as being off-limits to concealed firearms by means of  
24 one or more signs displayed in a conspicuous place of a minimum

1 size of eleven inches by fourteen inches with the writing thereon  
2 in letters of not less than one inch. The owner, business or  
3 commercial lessee, manager of a private business enterprise, or  
4 any other organization, entity, or person may prohibit persons  
5 holding a concealed carry endorsement from carrying concealed  
6 firearms on the premises and may prohibit employees, not  
7 authorized by the employer, holding a concealed carry endorsement  
8 from carrying concealed firearms on the property of the employer.  
9 If the building or the premises are open to the public, the  
10 employer of the business enterprise shall post signs on or about  
11 the premises if carrying a concealed firearm is prohibited.  
12 Possession of a firearm in a vehicle on the premises shall not be  
13 a criminal offense so long as the firearm is not removed from the  
14 vehicle or brandished while the vehicle is on the premises. An  
15 employer may prohibit employees or other persons holding a  
16 concealed carry endorsement from carrying a concealed firearm in  
17 vehicles owned by the employer;

18 (16) Any sports arena or stadium with a seating capacity of  
19 five thousand or more. Possession of a firearm in a vehicle on  
20 the premises shall not be a criminal offense so long as the  
21 firearm is not removed from the vehicle or brandished while the  
22 vehicle is on the premises;

23 (17) Any hospital accessible by the public. Possession of  
24 a firearm in a vehicle on the premises of a hospital shall not be

1 a criminal offense so long as the firearm is not removed from the  
2 vehicle or brandished while the vehicle is on the premises.

3 21. Carrying of a concealed firearm in a location specified  
4 in subdivisions (1) to (17) of subsection 20 of this section by  
5 any individual who holds concealed carry endorsement issued  
6 pursuant to this section shall not be a criminal act but may  
7 subject the person to denial to the premises or removal from the  
8 premises. If such person refuses to leave the premises and a  
9 peace officer is summoned, such person may be issued a citation  
10 for an amount not to exceed one hundred dollars for the first  
11 offense. If a second citation for a similar violation occurs  
12 within a six-month period, such person shall be fined an amount  
13 not to exceed two hundred dollars and his or her endorsement to  
14 carry concealed firearms shall be suspended for a period of one  
15 year. If a third citation for a similar violation is issued  
16 within one year of the first citation such person shall be fined  
17 an amount not to exceed five hundred dollars and shall have his  
18 or her certificate of qualification for a concealed carry  
19 endorsement and concealed carry endorsement revoked for a period  
20 of three years. Upon conviction of charges arising from a  
21 citation issued pursuant to this subsection, the court shall  
22 notify the sheriff of the county which issued the certificate of  
23 qualification for a concealed carry endorsement and the  
24 department of revenue. The sheriff shall suspend or revoke the

1 certificate of qualification for a concealed carry endorsement  
2 and the department of revenue shall issue a notice of such  
3 suspension or revocation of the concealed carry endorsement and  
4 take action to remove the concealed carry endorsement in the same  
5 manner as provided in subsection 12 of this section.

6 22. An applicant for a concealed carry endorsement shall  
7 demonstrate knowledge of firearms safety training. This  
8 requirement shall be fully satisfied if the applicant for a  
9 concealed carry endorsement:

10 (1) Submits a photocopy of a certificate of firearms safety  
11 training course completion, as defined in subsection 25 of this  
12 section, signed by a qualified firearms safety instructor as  
13 defined in subsection 26 of this section; or

14 (2) Submits a photocopy of a certificate that shows the  
15 applicant completed a firearms safety course given by or under  
16 the supervision of any state, county, municipal, or federal law  
17 enforcement agency; or

18 (3) Is a qualified firearms safety instructor as defined in  
19 subsection 26 of this section.

20 23. A certificate of firearms safety training course  
21 completion may be issued to any applicant by any qualified  
22 firearms safety instructor. On the certificate of course  
23 completion the qualified firearms safety instructor shall affirm  
24 that the individual receiving instruction has taken and passed a



1 firearms safety course of at least eight hours in length taught  
2 by the instructor that included:

3 (1) Handgun safety in the classroom, at home, on the firing  
4 range and while carrying the firearm;

5 (2) A physical demonstration performed by the applicant  
6 that demonstrated his or her ability to safely load and unload a  
7 revolver and a semiautomatic pistol and demonstrated his or her  
8 marksmanship with both;

9 (3) The basic principles of marksmanship;

10 (4) Care and cleaning of concealable firearms;

11 (5) Safe storage of firearms at home;

12 (6) The requirements of this state for obtaining a  
13 certificate of qualification for a concealed carry endorsement  
14 from the sheriff of the individual's county of residence and a  
15 concealed carry endorsement issued by the department of revenue;

16 (7) The laws relating to firearms as prescribed in this  
17 chapter;

18 (8) The laws relating to the justifiable use of force as  
19 prescribed in chapter 563, RSMo;

20 (9) A live firing exercise of sufficient duration for each  
21 applicant to fire a handgun, from a standing position or its  
22 equivalent, a minimum of fifty rounds at a distance of seven  
23 yards from a B-27 silhouette target or an equivalent target;

24 (10) A live fire test administered to the applicant while

1 the instructor was present of twenty rounds from a standing  
2 position or its equivalent at a distance from a B-27 silhouette  
3 target, or an equivalent target, of seven yards.

4 24. A qualified firearms safety instructor shall not give a  
5 grade of "passing" to an applicant for a concealed carry  
6 endorsement who:

7 (1) Does not follow the orders of the qualified firearms  
8 instructor or cognizant range officer; or

9 (2) Handles a firearm in a manner that, in the judgement of  
10 the qualified firearm safety instructor, poses a danger to the  
11 applicant or to others; or

12 (3) During the live fire testing portion of the course  
13 fails to hit the silhouette portion of the targets with at least  
14 fifteen rounds.

15 25. Qualified firearms safety instructors who provide  
16 firearms safety instruction to any person who applies for a  
17 concealed carry endorsement shall:

18 (1) Make the applicant's course records available upon  
19 request to the sheriff of the county in which the applicant  
20 resides;

21 (2) Maintain all course records on students for a period of  
22 no less than four years from course completion date; and

23 (3) Not have more than forty students in the classroom  
24 portion of the course or more than five students per range

1 officer engaged in range firing.

2 26. A firearms safety instructor shall be considered to be  
3 a qualified firearms safety instructor by any sheriff issuing a  
4 certificate of qualification for a concealed carry endorsement  
5 pursuant to this section if the instructor:

6 (1) Is a valid firearms safety instructor certified by the  
7 National Rifle Association holding a rating as a personal  
8 protection instructor or pistol marksmanship instructor; or

9 (2) Submits a photocopy of a certificate from a firearms  
10 safety instructor's course offered by a local, state, or federal  
11 governmental agency; or

12 (3) Submits a photocopy of a certificate from a firearms  
13 safety instructor course approved by the department of public  
14 safety; or

15 (4) Has successfully completed a firearms safety instructor  
16 course given by or under the supervision of any state, county,  
17 municipal, or federal law enforcement agency; or

18 (5) Is a certified police officer firearms safety  
19 instructor.

20 27. Any firearms safety instructor who knowingly provides  
21 any sheriff with false information concerning an applicant's  
22 performance on the live fire exercise or test administered to the  
23 applicant by the instructor pursuant to subdivision (9) or (10)  
24 of subsection 23 of this section shall be guilty of a class C

1        misdemeanor.

2            28. In any case when the sheriff refuses to issue a  
3 certificate of qualification or to act on an application for such  
4 certificate, the denied applicant shall have the right to appeal  
5 the denial within thirty days of receiving written notice of the  
6 denial. Such appeals shall be heard in small claims court as  
7 defined in section 482.300, RSMo, and the provisions of sections  
8 482.300, 482.310 and 482.335, RSMo, shall apply to such appeals.

9            29. A denial of or refusal to act on an application for a  
10 certificate of qualification may be appealed by filing with the  
11 clerk of the small claims court a copy of the sheriff's written  
12 refusal and a form substantially similar to the appeal form  
13 provided in this section. Appeal forms shall be provided by the  
14 clerk of the small claims court free of charge to any person:

15                                SMALL CLAIMS COURT

16        In the Circuit Court of..... Missouri

17        ....., Denied Applicant

18                                )

19                                )

20                        vs.

)

Case Number.....

21                                )



1 against the sheriff unless the action of the sheriff is  
2 determined by the judge to be arbitrary and capricious.

3 32. Any person aggrieved by any final judgment rendered by  
4 a small claims court in a denial of a certificate of  
5 qualification for a concealed carry endorsement appeal may have a  
6 right to trial de novo as provided in sections 512.180 to  
7 512.320, RSMo.

8 33. Any person who has knowledge that another person, who  
9 was issued a certificate of qualification for a concealed carry  
10 endorsement pursuant to this section, never was or no longer is  
11 eligible for such endorsement under the criteria established in  
12 this section, may file a petition with the clerk of the small  
13 claims court to revoke that person's certificate of qualification  
14 for a concealed carry endorsement and such person's concealed  
15 carry endorsement. The petition shall be in a form substantially  
16 similar to the petition for revocation of concealed carry  
17 endorsement provided in this section. Appeal forms shall be  
18 provided by the clerk of the small claims court free of charge to  
19 any person:

20 SMALL CLAIMS COURT

21 In the Circuit Court of ..... Missouri

22 ....., PLAINTIFF

1 )  
2 )  
3 vs. ) Case Number .....  
4 )  
5 )

6 ..... , DEFENDANT,  
7 Carry Endorsement Holder

8 ..... , DEFENDANT,  
9 Sheriff of Issuance

10 PETITION FOR REVOCATION  
11 OF CERTIFICATE OF QUALIFICATION  
12 AND CONCEALED CARRY ENDORSEMENT

13 Plaintiff states to the court that the defendant, .....,  
14 has a certificate of qualification and a concealed carry  
15 endorsement issued pursuant to section 571.094, RSMo, and that  
16 the defendant's certificate of qualification and concealed carry  
17 endorsement should now be revoked because the defendant either  
18 never was or no longer is eligible for such a certificate and  
19 endorsement pursuant to the provisions of section 571.094, RSMo,  
20 specifically plaintiff states that defendant, .....,  
21 never was or no longer is eligible for such certificate or  
22 endorsement for one or more of the following reasons:

1 (CHECK BELOW EACH REASON THAT APPLIES TO THIS DEFENDANT)

2 [\_\_] Defendant is not at least twenty-one years of age.

3 [\_\_] Defendant is not a citizen of the United States.

4 [\_\_] Defendant had not resided in this state for at least six  
5 months prior to issuance of the permit and does not qualify as a  
6 military member or spouse of a military member stationed in  
7 Missouri.

8 [\_\_] Defendant has pled guilty to or been convicted of a crime  
9 punishable by imprisonment for a term exceeding one year under  
10 the laws of any state or of the United States other than a crime  
11 classified as a misdemeanor under the laws of any state and  
12 punishable by a term of imprisonment of one year or less that  
13 does not involve an explosive weapon, firearm, firearm silencer,  
14 or gas gun.

15 [\_\_] Defendant has been convicted of, pled guilty to or entered a  
16 plea of nolo contendere to one or more misdemeanor offenses  
17 involving crimes of violence within a five-year period  
18 immediately preceding application for a certificate of  
19 qualification or concealed carry endorsement issued pursuant to



1 section 511.094, RSMo, or if the applicant has been convicted of  
2 two or more misdemeanor offenses involving driving while under  
3 the influence of intoxicating liquor or drugs or the possession  
4 or abuse of a controlled substance within a five-year period  
5 immediately preceding application for a certificate of  
6 qualification or a concealed carry endorsement issued pursuant to  
7 section 571.094, RSMo.

8 [\_\_] Defendant is a fugitive from justice or currently charged in  
9 an information or indictment with the commission of a crime  
10 punishable by imprisonment for a term exceeding one year under  
11 the laws of any state of the United States other than a crime  
12 classified as a misdemeanor under the laws of any state and  
13 punishable by a term of imprisonment of one year or less that  
14 does not involve an explosive weapon, firearm, firearm silencer,  
15 or gas gun.

16 [\_\_] Defendant has been discharged under dishonorable conditions  
17 from the United States armed forces.

18 [\_\_] Defendant is reasonably believed by the sheriff to be a  
19 danger to self or others based on previous, documented pattern.

20 [\_\_] Defendant is adjudged mentally incompetent at the time of

1 application or for five years prior to application, or has been  
2 committed to a mental health facility, as defined in section  
3 632.005, RSMo, or a similar institution located in another state,  
4 except that a person whose release or discharge from a facility  
5 in this state pursuant to chapter 632, RSMo, or a similar  
6 discharge from a facility in another state, occurred more than  
7 five years ago without subsequent recommitment may apply.

8 [\_\_] Defendant failed to submit a completed application for a  
9 certificate of qualification or concealed carry endorsement  
10 issued pursuant to section 571.094, RSMo.

11 [\_\_] Defendant failed to submit to or failed to clear the  
12 required background check.

13 [\_\_] Defendant failed to submit an affidavit attesting that the  
14 applicant complies with the concealed carry safety training  
15 requirement pursuant to subsection 26 of section 571.094, RSMo.

16 The plaintiff subject to penalty for perjury states that the  
17 information contained in this petition is true and correct to the  
18 best of the plaintiff's knowledge, is reasonably based upon the  
19 petitioner's personal knowledge and is not primarily intended to  
20 harass the defendant/respondent named herein.

1       ..... PLAINTIFF

2           34. If at the hearing the plaintiff shows that the  
3 defendant was not eligible for the certificate of qualification  
4 or the concealed carry endorsement issued pursuant to this  
5 section, at the time of issuance or renewal or is no longer  
6 eligible for a certificate of qualification or the concealed  
7 carry endorsement issued pursuant to the provisions of this  
8 section, the court shall issue an appropriate order to cause the  
9 revocation of the certificate of qualification and the concealed  
10 carry endorsement. Costs shall not be assessed against the  
11 sheriff.

12           35. The finder of fact, in any action brought against an  
13 endorsement holder pursuant to subsection 33 of this section,  
14 shall make findings of fact and the court shall make conclusions  
15 of law addressing the issues at dispute. If it is determined  
16 that the plaintiff in such an action acted without justification  
17 or with malice or primarily with an intent to harass the  
18 endorsement holder or that there was no reasonable basis to bring  
19 the action, the court shall order the plaintiff to pay the  
20 defendant/respondent all reasonable costs incurred in defending  
21 the action including, but not limited to, attorney's fees,  
22 deposition costs, and lost wages. Once the court determines that  
23 the plaintiff is liable to the defendant/respondent for costs and  
24 fees, the extent and type of fees and costs to be awarded should

1 be liberally calculated in defendant/respondent's favor.  
2 Notwithstanding any other provision of law, reasonable attorney's  
3 fees shall be presumed to be at least one hundred fifty dollars  
4 per hour.

5 36. Any person aggrieved by any final judgment rendered by  
6 a small claims court in a petition for revocation of a  
7 certificate of qualification and concealed carry endorsement may  
8 have a right to trial de novo as provided in sections 512.180 to  
9 512.320, RSMo.

10 37. The office of the county sheriff or any employee or  
11 agent of the county sheriff shall not be liable for damages in  
12 any civil action arising from alleged wrongful or improper  
13 granting, renewing, or failure to revoke a certificate of  
14 qualification or a concealed carry endorsement issued pursuant to  
15 this section, so long as the sheriff acted in good faith.

16 38. Any person issued a concealed carry endorsement  
17 pursuant to this section shall carry the concealed carry  
18 endorsement at all times the person is carrying a concealed  
19 firearm and shall display the concealed carry endorsement upon  
20 the request of any peace officer. Failure to comply with this  
21 subsection shall not be a criminal offense but the concealed  
22 carry endorsement holder may be issued a citation for an amount  
23 not to exceed thirty-five dollars.

1 Notwithstanding any other provisions of law, the director of  
2 revenue by carrying out his or her requirement to issue a driver  
3 or nondriver license reflecting that a concealed carry permit has  
4 been granted, shall bear no liability and shall be immune from  
5 any claims for damages resulting from any determination made  
6 regarding the qualification of any person for such permit or for  
7 any actions stemming from the conduct of any person issued such a  
8 permit. By issuing the permit on the driver or nondriver license  
9 the director of revenue is merely acting as a scrivener for any  
10 determination made by the sheriff that the person is qualified  
11 for the permit.